

ILLINOIS COMMERCE COMMISSION  
Springfield, Illinois

ORIGINAL

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Illinois Commerce Commission  
RAIL SAFETY SECTION

Wisconsin Central Ltd.,  
Petitioner,

vs.

Illinois Department of Transportation,  
Respondent.

Docket No. T04-0003

Petition of Wisconsin Central Ltd. seeking an order of the Illinois  
Commerce Commission directing that an additional track and  
grade crossing be constructed at STH 83 - Ivanhoe Road (DOT  
689 718X) on the Wisconsin Central Ltd. in Lake County, Illinois.

RESPONSE TO MOTION TO HOLD OPEN THE RECORD

NOW COMES Respondent, State of Illinois, Department of Transportation ("Department"), by and through its attorney Lisa Madigan, Attorney General for the State of Illinois, and as its Response To Motion To Hold Open The Record filed by the Wisconsin Central, LTD on or around July 12, 2004, the Department states it has no objection to the revised plans and the request that the record be marked heard and taken without any further proceedings, *provided* the record is clear and the Wisconsin Central, LTD agrees on the record to reimburse the Department for the costs it incurs as a result of the relief sought herein. An estimate of the Department's costs is attached hereto and marked as IDOT Late Exhibit 1.

WHEREFORE, State of Illinois, Department of Transportation has no objection to the revised plans and the request that the record be marked heard and taken without further hearings under the terms stated above.

Respectfully submitted,  
ILLINOIS DEPARTMENT OF TRANSPORTATION

By: Lisa Madigan  
Attorney General

By: Stacey C. Hollis  
Stacey C. Hollis  
Special Assistant Attorney General

Dated: July 23, 2004

Illinois Department of Transportation  
2300 South Dirksen Parkway, Room 311  
Springfield, Illinois 62764  
Phone (217) 782-0693

DOCKETED

JUL 27 2004

Counsel for the Illinois  
Department of Transportation

## PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressees listed below by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Springfield, Illinois, this 23<sup>rd</sup> day of July 2004.

Stacy C. Hall AB

Michael J. Barron Jr.  
Counsel  
Wisconsin Central Ltd.  
455 North Cityfront Plaza Drive  
Chicago, IL 60611-5317

IVANHOE

Est LATE EXHIBIT 1

IL 83 @ IL 83/IL 137  
ESTIMATED COSTS

scope of work? Relocate ALL guy wires? Or spans?  
Relocate wood posts and spans?

CODE	QUANTITY	UNIT	DESCRIPTION	COST PER UNIT	SUBTOTAL
85000200	1	EA.	MAINTENANCE OF EXISTING TRAFFIC SIGNAL INSTALLATION	825.00	825.00
89502200	1	EA.	MODIFY CONTROLLER & CABINET (RAILROAD)	1650.00	1650.00
20048665	1	EA.	RAILROAD PROTECTIVE LIABILITY INSURANCE	7400.00	7400.00
			FOREMAN	35.00	280.00
	8	HR.	PATROLMAN	30.00	240.00
	8	HR.	PATROLMAN	30.00	240.00
	8	HR.	BUCKET TRUCK	150.00	1200.00
	8	HR.	AUGER	150.00	1200.00
	8	HR.	RAILROAD REPORT	1000.00	1000.00
	1	EA.	ENGINEERING	15%	2105.25
	1	EA.	GRAND TOTAL		\$10,140.25